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**WISCONSIN DEPARTMENT OF
REGULATION & LICENSING**

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**PRESS RELEASE
FOR IMMEDIATE RELEASE**

MADISON . . . The Department of Regulation and Licensing announced that the following disciplinary orders were issued in June 2006.

John James Anderson – Chiropractor, Onalaska. The Chiropractic Examining Board found that Anderson drafted patient interaction notes in advance of the actual patient interactions. The Board reprimanded Anderson, ordered him to take continuing education in documentation, and imposed costs in the amount of \$1,000.

Date: June 22, 2006. Wis. Stats. § 446.04.

Aurora Pharmacy – Pharmacy, Marinette. The Pharmacy Examination Board reprimanded Aurora Pharmacy. Aurora Pharmacy failed to have a reporting procedure for theft or loss of controlled substances in place and failed to file a Report of Theft or Loss of Controlled Substances form as required by law. The Board also ordered Aurora to pay a forfeiture of \$350.00 and imposed costs of \$250.00.

Date: June 22, 2006. Wis. Adm. Code § Phar 8.02(3)(f).

Zoeann M. Bolduc – Registered Nurse, Saint Paul, MN. The Board of Nursing accepted Ms. Bolduc's surrender of her right to renew her Wisconsin Nursing license. The Board found that Bolduc diverted morphine from her place of employment.

Date: June 8, 2006. Wis. Adm. Code §§ N 7.04(2) and N 7.03(2), and Wis. Stats. §§ 441.07(1)(d) and (c).

Sharon S. Brownell – Registered Nurse, Sheboygan Falls. The Board of Nursing reprimanded Brownell. Brownell failed to properly assess and monitor a patient who presented with a complaint of chest pain. The board recognized continuing education already completed by Ms. Brownell and imposed costs of \$1,400.

Date: June 8, 2006. Wis. Admin. Code §§ N 6.03(1)(a) and N 7.03(1)(a), (b), and (c).

Dean J. Bushey – Registered Nurse, Park Falls. The Board of Nursing ordered the surrender of the license of Bushey. The Board found that Bushey diverted controlled substances from his place of employment for his personal use. The Board imposed costs of \$350.00.

Date: June 8, 2006. Wis. Adm. Code §§ N. 7.03(2) and N 7.04(1), (2) and (15).

Shaphan T. Coleman – Real Estate Salesperson, Racine. The Department of Regulation and Licensing granted Coleman a limited real estate salesperson's license. The Department found that Coleman's conviction record substantially relates to the practice of real estate.

Date: June 15, 2006. Wis. Stat. § 452.14(3).

Gregory R. Daniels – Chiropractor, West Allis. The Chiropractic Examining Board revoked the license of Daniels. Daniels, convicted of tax evasion, failed to notify Board of the conviction, obtained or attempted to obtain compensation for chiropractic services by fraud, and failed to release patient records in accordance with statute. The Board in addition ordered Daniels to pay the costs of the proceedings.

Date: June 22, 2006. Wis. Stat. §§ 446.03 (1), (3), (4), and (5), and 146.83, and Wis. Adm. Code § Chir 6.02(24), (23), (14) and (28).

Brian A. Delaney, John T. Siewert, Jr., John T. Siewert, Sr., and Jr-Sr Inc. d/b/a Coldwell Banker Siewert Realtors – Real Estate Salesperson, Real Estate Broker, Real Estate Broker, and Real Estate Business Entity, Wisconsin Rapids. The Real Estate Board suspended the license of Delaney for 21 days for practicing without a license between 1999 and 2002. The Board reprimanded Jr-Sr Inc., John Siewert Jr. and John Siewert Sr. for failing to ensure that Delaney held a valid license. The Board also imposed costs of \$700.00.

Date: June 22, 2006. Wis. Stat. §§ 452.03, 452.14(3)(L), 452.14(3)(i), 452.19 and Wis. Adm. Code § RL 17.07.

Vicky L. Delfeld – Registered Nurse, Green Bay. The Board of Nursing suspended the license of Delfeld for an indefinite period of time. Delfeld may obtain a stay of the suspension, conditioned upon her compliance with specified requirements, including maintaining sobriety and participating in drug and alcohol treatment. The Board found that Delfeld abused controlled substances to an extent that it impaired her ability to safely or reliably practice, and that she diverted controlled substances from her place of employment. The Board imposed costs of \$330.00.

Date: June 8, 2006. Wis. Adm. Code §§ N 7.03(2) and N 7.04(2) and Wis. Stat. §§ 441.07(1)(c) and (d).

Robert E. Dionne – Registered Nurse, Rhinelander. The Board of Nursing reprimanded Dionne and imposed costs of \$800.00. The Board found that Dionne failed to timely notify a patient's physician of the patient's low blood sugar levels.

Date: June 8, 2006. Wis. Stat. §§ 441.07(1)(b), (c) and (d), and Wis. Adm. Code §§ N 7.03(1)(a), (b), (c), (e), and N 7.04(1) and (15).

Hair Cuttery – Barbering and Cosmetology Establishment, Kenosha. The Barbering and Cosmetology Examining Board reprimanded Hair Cuttery and ordered payment of a \$1,000.00

forfeiture and costs of \$500.00. Hair Cuttery operated without a licensed manager in 2004 and into 2005.

Date: June 5, 2006. Wis. Stat. § 454.08(6) and Wis. Adm. Code § BC 3.02(1).

Jill P. Harman – Medicine and Surgery, Neenah. The Medical Examining Board reprimanded Harman and imposed costs of \$1,800.00. Harman failed to adequately assess an emergency room patient who presented with difficulty in communicating due to Alzheimer's disease.

Date: June 21, 2006. Wis. Adm. Code § MED 10.02(2)(h).

Heavenly Touch Hair and Spa Salon – Barbering and Cosmetology Establishment, Janesville. The Barbering and Cosmetology Examining Board reprimanded Heavenly Touch Hair and Spa Salon. The Board found that the establishment failed to maintain the premises and equipment in a clean, sanitary and safe condition. The Board ordered a forfeiture of \$300.00 and imposed costs of \$90.00.

Date: June 5, 2006. Wis. Adm. Code §§ BC 4.01(1), 4.02(5) and 3.01(6).

Andrea D. Johnson – Real Estate Broker, Brookfield. The Real Estate Board reprimanded Johnson, ordered her to take a course in business ethics, and imposed costs of \$4,873.89. The Board found that Johnson demonstrated incompetence in her role as a broker in a 2003 real estate transaction and advertised the property in a deceptive and misleading manner.

Date: June 22, 2006. Wis. Adm. Code § RL 24.04(1) and Wis. Stat. § 452.14(3)(i).

Sally J. Ketterer – Pharmacist, Mount Horeb. The Pharmacy Examining Board reprimanded Ketterer and imposed costs of \$600.00. Ketterer allowed an unlicensed person to transfer prescriptions to patients and failed to provide patient consultations to those patients.

Date: June 22, 2006. Wis. Adm. Code § Phar 7.01(1)(e) and (em).

Gary J. Luhman – Chiropractor, Lancaster. The Chiropractic Examining Board found that at a social event in 2002, Luhman performed a chiropractic adjustment on a person without conducting a competent assessment and evaluation of the individual. The Board ordered Luhman to complete continuing education in boundaries and ethics for chiropractors and imposed costs of \$708.00.

Date: June 22, 2006. Wis. Adm. Code § Chir 6.02(3) and (9).

Thomas E. Marquardt – Real Estate Salesperson, Wauwatosa. The Real Estate Board summarily suspended the real estate salesperson license of Thomas Marquardt. Marquardt pled no contest and was convicted of three felony counts for theft by false misrepresentation.

Date: June 22, 2006. Wis. Adm. Code Chapter RL 6.

Robert L. Mays – Real Estate Broker, Milwaukee. The Real Estate Board reprimanded Mays and ordered him to complete courses in brokerage and contracts. In addition, the Board ordered

him to pay a forfeiture of \$1,000.00 and imposed costs of \$700.00. Mays failed to promptly submit an offer to the seller, failed to provide a written statement concerning the date and time that an offer was rejected, misrepresented that there was an accepted offer when the offer had not yet been drafted, failed to retain copies of all documents in a transaction, and failed to make the documents available to the department.

Date: June 22, 2006. Wis. Adm. Code §§ RL 24.13(2)(b), 24.13(4), 24.03(2)(b), 15.04 and Wis. Stat. §§ 452.14(3)(i), 452.133(1)(a) and 452.14(3)(k).

June K. Merget – Registered Nurse, Hartford. The Board of Nursing reprimanded and ordered her to take continuing education. The Board also imposed costs of \$450.00. The Board found that Merget falsified a medical record.

Date: June 8, 2006. Wis. Stat. § 441.07(1)(b) and Wis. Adm. Code §§ N 7.03(1)(d) and 7.04(6).

Carol J. Nether-Powell – Registered Nurse, New Hope, MN. The Board of Nursing reprimanded and limited the license of Nether-Powell. The Board also imposed costs of \$450.00. The Board found that Nether-Powell attempted to replace a patient's G-tube, when the patient's admission orders did not authorize this procedure. Nether-Powell later suggested to another nurse that she might wish to replace the patient's G-tube.

Date: June 8, 2006. Wis. Stat. § 441.07(1)(b) and Wis. Adm. Code §§ N 7.03(1)(b) and (d).

James N. O'Dea – Physician, Merrill. The Medical Examining Board reprimanded O'Dea and ordered him to complete continuing education specified by the Board. The Board also imposed costs of \$700.00. O'Dea stipulated to the Order without admitting to any negligence or unprofessional conduct.

Date: June 21, 2006. Adm. Code § MED 10.02(2)(h) and Wis. Stat. § 448.02.

Sherry A. Palutsis – Registered Nurse, Rhinelander. The Board of Nursing suspended the license of Palutsis for an indefinite period of time. Palutsis may petition for a stay of the suspension and obtain a limited license requiring treatment and monitoring. Palutsis failed to fully document patient assessments and failed to correctly document administrations of controlled substances. The Board imposed costs of \$2,800.00.

Date: June 8, 2006. Wis. Adm. Code §§ N 7.04(1) and 7.04(15).

Laurie E. Paugel – Registered Nurse, Rhinelander. The Board of Nursing reprimanded Paugel and imposed costs of \$800.00. The Board found that Paugel failed to timely notify a patient's physician of the patient's low blood sugar levels and failed to effectively employ standard nursing procedures in selecting, labeling and administering the patient's IV solution.

Date: June 8, 2006. Wis. Stat. §§ 441.07(1)(b), (c) and (d), and Wis. Adm. Code §§ N 7.03(1)(a), (b), (c), (e), and N 7.04(1) and (15).

Annie M. Payne and New Age Hair Designs – Barbering and Cosmetology Manager and Barbering and Cosmetology Establishment, Racine. The Barbering and Cosmetology

Examining Board reprimanded Payne and New Age Hair Designs and ordered them to pay a forfeiture of \$1,200 and costs of \$1,500.00. The board found that Payne and New Age Hair Designs permitted an apprentice to provide services at the establishment without a current credential, and failed to maintain the establishment and equipment in a clean, sanitary and safe condition.

Date: June 5, 2006. Wis. Stat. § 454.04(1)(a) and Wis. Adm. Code §§ BC 2.04(1), 2.06(1), 2.07(1g), 3.01(1), 4.01(1), 4.01(7), 4.02(4), and 4.02(5).

Steven T. Pham and Regal Nails – Manicurist and Manicuring Establishment, Appleton. The Barbering and Cosmetology Examining Board ordered Pham and Regal Nails to pay a forfeiture of \$2,700 and imposed costs of \$675.00. The board found that Pham and Regal Nails permitted an unlicensed person to provide services at the establishment, and failed to maintain the establishment and equipment in a clean, sanitary and safe condition.

Date: June 5, 2006. Wis. Stat. §§ 454.04(1)(d), 454.10, 454.15(2)(i) and Wis. Adm. Code §§ BC 2.04(1), 4.01(1), 4.01(2), 4.01(3), 4.02(5), 4.10(2) and 4.10(4).

Respa Pharmaceuticals, Inc. – Pharmaceutical Distributor, Kenosha. The Pharmacy Examining Board revoked the license of Respa Pharmaceuticals, Inc. The Board found that Respa furnished false and fraudulent information on its application for a distributor's license.

Date: June 22, 2006. Wis. Adm. Code § Phar 13.06(4) and Wis. Stat. §§ 450.10(1)(a) 1 and 450.10(1)(a) 2.

Gail F. Schiefelbein and GS & Hair Designers – Barbering and Cosmetology Manager and Establishment, Janesville. The Barbering and Cosmetology Board reprimanded Schiefelbein and GS & Hair Designers and imposed a forfeiture of \$1,500 and costs of \$490.00. The Board found that Schiefelbein and GS & Hair Designers authorized three booth rentals to provide services to clients without an establishment license.

Date: June 5, 2006. Wis. Adm. Code §§ BC 2.04(1), 2.045(1), 2.06(1) and 3.02(2).

Barbara Schoenfeldt – Registered Nurse, Waupan. The Board of Nursing ordered that in order to renew her license, Schoenfeldt must petition the Board. The Board would then issue a limited license, which would be suspended for an indefinite period of time. After three months, Schoenfeldt would be eligible to request a stay of suspension, conditioned upon her compliance with specified conditions. The limitations and conditions imposed upon the limited license include participation in a Board-approved treatment and monitoring program. Schoenfeldt admitted to diverting Vicodin from her place of employment. The Board also imposed costs of \$150.00.

Date: June 8, 2006. Wis. Adm. Code § N 7.04(2) and Wis. Stat. § 441.07(1)(d).

Dale M. Swan – Real Estate Broker, Spooner. The Real Estate Board suspended the license of Swan for 25 days, ordered Swan to complete specified continuing education, and imposed costs of \$990.00. Swan failed to notify the Department of convictions, acted as an agent in a real estate on behalf of his immediate family without securing consent from all parties to the

transaction, threatened to file a Lis Pendens against real estate without having a legal basis for doing so, and provided brokerage services without an agency agreement.

Date: June 22, 2006. Wis. Adm. Code §§ RL 24.17(1), 24.01(3), 24.05(2), 24.03(2)(c) and Wis. Stat. §§ 452.14(3)(i) and 452.14(3)(L).

Jeffrey A. Swanson – Pharmacist, Wauwatosa. The Pharmacy Examining Board reprimanded Swanson, ordered him to pay a forfeiture of \$1,000, and imposed costs of \$250.00. Swanson worked as a pharmacist in 2004 and 2005 with an expired Wisconsin license.

Date: June 22, 2006. Wis. Stat. § 450.03(1).

Tight Edges, Jeffrey L. Davis and Foster Adkins – Barbering and Cosmetology Establishment, Barbering and Cosmetology Establishment Owner, and Barbering and Cosmetology Manager. The Barbering and Cosmetology Board imposed a forfeiture of \$1,500 and costs of \$500.00 on Tight Edges, Davis and Foster. The Board found that Davis provided barbering and cosmetology services at Tight Edges while his license was expired.

Date: June 5, 2006. Wis. Stat. § 454.04(1)(a) and Wis. Adm. Code § BC 2.04(1).

Andre N. Tran, Dung H. Nguyen and Hollywood Nails – Manicurist, Manicurist and Manicuring Establishment. The Board found that Tran and Nguyen operated Hollywood nails without a current establishment license, that they allowed the practice of unlicensed persons at the establishment, and that they failed to post a Blood Exposure Protocol in a conspicuous place in the establishment. The Barbering and Cosmetology Examining Board ordered Tran to pay a forfeiture of \$1,000.00. Nguyen and Hollywood Nails were ordered to pay a forfeiture of \$3,000.00. The Board in addition imposed costs of \$1,000.00.

Date: June 5, 2006. Wis. Stat. §§ 454.04(1)(d), 454.08(1)(b), 454.08(8), 454.15(2)(i) and Wis. Adm. Code §§ BC 2.04(1), 3.01(1) and 4.05(2).

Anthony P. Tushkowski – Registered Nurse and Advanced Practice Nurse Practitioner, Eau Claire. The Board of Nursing suspended the license of Tushkowski for an indefinite period. Tushkowski may petition for a stay of the suspension, conditioned upon his compliance with specified terms and conditions, including participation in approved drug and alcohol treatment and monitoring. Tushkowski tested positive for alcohol while on the job and was convicted four times for OWI. The Board imposed costs of \$400.00.

Date: June 8, 2006. Wis. Adm. Code §§ N 7.03(2) and 7.04(1), (2), and (15).

John J. Webb – Private Security Person, Janesville. The Department of Regulation and Licensing reprimanded Webb and imposed costs of \$500.00. Webb failed to timely report a misdemeanor conviction to the Department, provided false information on his renewal application, and failed to respond to a Department investigator's requests for information.

Date: June 19, 2006. Wis. Stat. §§ 440.26(4m), 440.26(6)(a) 1.2, 440.26(6)(a) 3.4 and Wis. Adm. Code §§ RL 35.01(2), 35.01(17), 35.01(18) and 35.01(23).

Chad C. Wolter – Chiropractor, Onalaska. The Chiropractic Examining Board reprimanded Wolter and imposed costs of \$400.00. The Board found that Wolter continued to practice chiropractic for a period of time in 2005 after his license had expired.

Date: June 22, 2006. Wis. Adm. Code §§ Chir 6.02(14) and 6.02(25) and Wis. Stat. § 446.03(3).

Michael E. Zevitz – Medicine and Surgery, Norway, MI. The Medical Examining Board found that Zevitz had been disciplined in Michigan for documenting physical examinations for patients without actually evaluating the patients. The Board reprimanded Zevitz, limited his license to require compliance with the Michigan Board's order as a condition of Zevitz's Wisconsin license, and imposed costs of \$1,006.00.

Date: June 21, 2006. Wis. Stat. § 448.02(3) and Wis. Adm. Code § MED 10.02(2)(q).